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CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY AD
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

INSURANCE ZEBRA, INC. a/k/a The Zebra,
Plaintiff,

-vs- **Case No. A-16-CA-1065-SS**

UNDERGROUND ELEPHANT, INC.,
Defendant.

ORDER

BE IT REMEMBERED on this day the Court reviewed the file in the above-styled cause, and specifically "Plaintiff's Motion to Dismiss Defendant's Counterclaims" [#19] and the response to the same [#27] and, thereafter, enters the following:

IT IS ORDERED that the Plaintiff's Motion to Dismiss Defendant's Counterclaims is DISMISSED without prejudice to the filing of motions for partial summary judgment based on an evidentiary record. This will, of course, require some discovery. Simultaneously with the entry of this order, the Court enters its scheduling order which the parties are directed to follow.

IT IS FINALLY ORDERED that Underground Elephant, Inc. specifically set out its alleged trade secret and/or trade secrets as the pleading in their counterclaim is insufficient for adequate notice as to an issue that may or may not be tried.

SIGNED this the 13th day of December 2016.

Sam Sparks
UNITED STATES DISTRICT JUDGE